

AT THE UNITED STATES DISTRICT COURT FOR THE WESTERN  
DISTRICT OF TENNESSEE

Tracy Arnold, Bill Arnold  
Plaintiffs,

v.

City of Crump, Larry Wilbanks  
(in his Official and Individual Capacity),  
Tim Kelly (in his Official and Individual  
Capacity), Glen Spencer (in his Official and  
Individual Capacity), Randall Warren  
Defendants.

Cause # 1:18-cv-01227-STA-jay

RECEIVED BY

JUL 08 2019

Thomas M. Gould, Clerk  
U.S. District Court  
W. D. OF TN, Jackson

PLAINTIFFS' MEMORANDUM IN SUPPORT TO EXTEND TIME

1 Plaintiffs, Bill Arnold and Tracy Arnold, respectfully asks this honorable Court to ex-  
2 tend the deadline to enter an objection to the RR document # 14, pursuant to Federal  
3 Rule of Civil Procedure 6(b).

4 1. INTRODUCTION

5 1.1. Plaintiffs are Bill Arnold and Tracy Arnold; Defendants are City of Crump, Larry  
6 Wilbanks, Tim Kelly, Glen Spencer and Randall Warren.

7 1.2. Plaintiffs sued Defendant's for an unlawful taking of property, compelling involun-  
8 tary servitude, violating their right to free association and multiple due process vio-  
9 lations.

10 1.3. Magistrate entered a report and recommendation to Defendants' Motion to Dismiss  
11 on June 20, 2019 (re: No 14).

12 1.4. Plaintiffs must file a response in opposition to Defendants' Motion to Dismiss by  
13 July 5, 2019.

14 1.5. Plaintiffs file this motion to extend time as soon as they had ability.

15 2. ARGUMENT

16 2.1. EMERGENCY SURGERY.

17 2.1. The court may grant a request to extend time for good cause. Fed R. Civ. P. 6(b)(1)

1 (A); see *Jenkins v. Commonweal Land Title Ins, Co.*, 95 F.3d 791,795 (9th Cir.  
2 1996).

3 2.2. Plaintiffs request an extension of time to file an objection to the Report and Recom-  
4 mendation because of emergency medical have interrupted the Plaintiffs' timeline for  
5 completing our objections before the deadline.

6 2.2.1. On July 3, 2019, Tracy Arnold at 37 weeks pregnant was admitted through the  
7 Hardin Medical Center emergency room. Dr. Gilbert Thayer determined an emer-  
8 gency cesarean section was required.

9 2.2.2. Leah Arnold was born at 7:19pm.

10 2.2.3. On July 4 2019 about 2am, Leah Arnold was determined by the attending pedi-  
11 atric doctor that she need to be transferred to Jackson Hospital's NICU team.

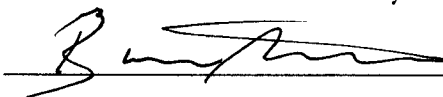
12 2.3. Plaintiffs asks the court to extend the deadline until July 26, 2019 to allow Plaintiffs  
13 to have time to attend to Leah and Tracy Arnold's medical requirements.

14 2.4. Plaintiff's request to extend time is for good cause and is not intended to delay these  
15 proceedings.

### 16 3. CONCLUSION

17 For the medical reasons of Tracy's emergency surgery and Leah Arnold being in  
18 Neonatal Intensive Care Unit, Plaintiffs ask the court to extend the time to file objections  
19 to the Report and Recommendation (No. 14) until July 26, 2019 or later.

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 7/5/19  
Bill Arnold  
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### VERIFICATION OF SERVICE

I, Tracy Arnold and Bill Arnold, verify now and will affirm in open court, that all herein be true. I have this day, 7/5/19, delivered a true and correct copy, via USPS, of the following material:

- Plaintiffs' Memorandum in support to extend Time

United States District Court  
Western District of Tennessee  
Federal Building  
111 South Highland Ave #262  
Jackson, TN 38301

~~C# 7015-0640-0001-3849-2428~~

7018 0360 0001 1855 2078

RAINEY, KIZER, REVIERE & BELL, PLC  
Counsel for: City of Crump, TN,  
Larry Wilbanks, Tim Kelly, Glen Spencer  
209 East Main Street  
Jackson TN 38301

~~C# 7015-0640-0001-3849-2404~~

7018 0360 0001 1855 1935

Randall Warren  
Warren's Towing  
2305 U.S. Highway 64  
Adamsville, TN 38310

~~C# 7015-0640-0001-3849-2411~~

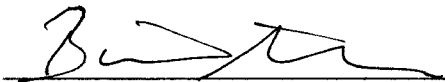
7018 0360 0001 1855 1927

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